

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF VERMONT

STATE OF VERMONT,)	
Plaintiff,)	
)	
v.)	
)	
EXXON MOBIL CORPORATION,)	
EXXONMOBIL OIL CORPORATION,)	
ROYAL DUTCH SHELL PLC, SHELL OIL)	Case No. 2:21-cv-260
COMPANY, SHELL OIL PRODUCTS)	
COMPANY LLC, MOTIVA ENTERPRISES)	
LLC, SUNOCO LP, SUNOCO, LLC, ETC)	
SUNOCO HOLDINGS LLC, ENERGY)	
TRANSFER (R&M), LLC, ENERGY)	
TRANSFER LP, and CITGO PETROLEUM)	
CORPORATION,)	
Defendants.)	

PLAINTIFF’S (SEVENTH) NOTICE OF SUPPLEMENTAL AUTHORITY

Plaintiff provides notice of a recent action by the United States Supreme Court that is relevant to Plaintiff’s Motion to Remand (Doc. 36). On May 15, 2023, the Supreme Court denied a petition for a writ of certiorari to review a decision of the United States Court of Appeals for the Third Circuit, which affirmed orders of courts of the Districts of New Jersey and Delaware remanding lawsuits relating to oil and gas companies’ deceptive promotion and sale of fossil fuels. *City of Hoboken v. Chevron Corp*, 45 F.4th 699 (3rd Cir. 2022), *cert denied sub nom. Chevron Corp. v City of Hoboken*, 2023 WL 3440749 (U.S., May 15, 2023). The Third Circuit’s decision was previously addressed in Plaintiff’s Fifth Notice of Supplemental Authority. (Doc. 68). The Supreme Court’s decision is pertinent to Defendants’ contentions here that removal is appropriate on the basis of: (i) federal common law; (ii) the *Grable* doctrine; (iii)

federal enclave jurisdiction; (iv) OCSLA jurisdiction; and (v) federal officer removal jurisdiction.

DATED: May 19, 2023

Respectfully submitted,

STATE OF VERMONT

CHARITY R. CLARK
ATTORNEY GENERAL



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